

07/07/03
13089 U.S. PTO

PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

00271

First Inventor

Title

Express Mail Label No.

17507 U.S. PTO
10/613575

07/07/03

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☐ Specification [Total Pages]
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☐ Drawing(s) (35 U.S.C. 113) [Total Sheets]
5. Oath or Declaration [Total Pages]
- a. ☐ Newly executed (original or copy)
- b. ☒ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
- i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement [Power of Attorney]
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure [Copies of IDS]
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☐ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35
or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No.

09/948,597

Prior application information:

Examiner:

Marie D. Patterson

Group Art Unit:

3728

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or

☐ Correspondence address below

Name

Walter D. Ames, Esq.
6718 Wemberly Way

Address

City

McLean

State

VA

Zip Code

Country

U.S.A.

Telephone

(703) 356-1737

Fax

(703) 448-3055

Name (Print/Type)

Walter D. Ames

Registration No. (Attorney/Agent)

17,913

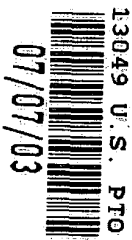
Signature

Walter D. Ames

Date

7/5/03

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WALTER D. AMES

6718 WEMBERLY WAY
MCLEAN, VIRGINIA 22101

TELEPHONE: (703) 356-1737

FACSIMILE: (703) 448-3055
E-MAIL: WDAMES@EARTHLINK.NET

July 5, 2003

Mail Stop New Application. - Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450.

Re: New CONTINUATION Utility Patent Application in the Name of
Sidney Kastner for Resilient, All-Surface Soles for Footwear

Sir:

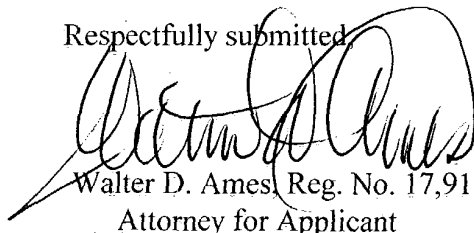
Enclosed herewith for filing as a CONTINUATION utility patent
application having the above title are the following

- (1) Declaration (2 pages), to which is attached the two-page Declaration
of the original application;
- (2) Patent Application Fee Determination Record;
- (3) Check for \$375 for the filing fee (small entity), and
- (4) Certificate of Mailing.

As the last Official Action was mailed on March 12, 2003, with a 3-month
period for response, also enclosed is a Petition for One-Month Extension of Time in the
original application, Serial No. 09/948,597, together with a check for \$55 and a
Certificate of Mailing of the Petition.

On successful filing of the Continuation Application, the original
application Serial No. 09/948, 597 should be abandoned. Kindly contact the undersigned
if anything is amiss. Your attention to the filing of this Continuation Application is
sincerely appreciated.

Respectfully submitted,



Walter D. Ames, Reg. No. 17,913
Attorney for Applicant

WDA/ss
encls.

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Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on July 5, 2003
Date



Signature

Walter D. Ames

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.